

Serial No. 10/652,864
Declaration of Heinz Kohler

Attorney Docket No. IXS-10002/49

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Heinz Kohler et al.

Serial No.: 10/652,864

Filing Date: 8/29/2003

For: THERAPEUTIC APPLICATIONS OF NONCOVALENT
DIMERIZING ANTIBODIES

Declaration of Heinz Kohler Under 37 CFR §1.132

I, Heinz Kohler declare as follows:

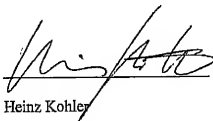
1. I am a co-inventor of the invention disclosed in U.S. Patent Application Serial No. 10/652,864.

2. I state that I have reviewed the Office Action mailed May 15, 2007 relating to U.S. Patent Application Serial No. 10/652,864 and that I understand that the article published in the Journal of Immunotherapy, 25(1):57-62, 2002, entitled "Enhanced Anti-B-Cell Tumor Effects With Anti-CD20 Superantibody" and authored by Yunfeng Zhao, Dingyuan Lou, John Burke and me has been cited as prior art in that Office Action.

3. I state that any work relating to U.S. Patent Application Serial No. 10/652,864 which is disclosed in the above-referenced article was my invention and that my co-authors Yunfeng Zhao, Dingyuan Lou and John Burke were a post-doctoral fellow in training, a technician and a part-time student, respectively, who worked under my supervision and at my direction.

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4. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. These statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Heinz Kohler

Date: 9-10-07